IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO.526 (MS) OF 2006

M/s Shyam Lal Bala Prasad,

Through its partner Sri Sanjeev Goyal,

Chetra Road-Railway Road, Rishikesh,

District-Dehradun. .....Petitioner.

Versus

1. Commissioner of Income Tax (Appeals) II Dehradun.
2. The Chief Commissioner of Income Tax, Uttaranchal, Dehradun. .....Respondents.

Mr. Alok Singh assisted by Sri Dharmendra Barthwal, Advocate for the petitioner.
Mr. Pitambar Maulekhi, Advocate for the respondents.

Dated: 09.05.2006

Hon'ble Rajesh Tandon, J.

By the present writ, petition, the petitioner has prayed for a writ of mandamus commanding the respondent no. 1 to decide the petitioner's present appeal No. 16/H.D.R./04-05 within a time stipulated by this Hon'ble Court.

Briefly stated, according to the case of the petitioner, he preferred an appeal against the assessment done on 29.11.2000 by the Income Tax Commissioner before the Commissioner of Income Tax in the year, 2001 being Appeal No. 205/0011/06, but the grievance of the petitioner is that since then the said appeal is pending.

However, without entering into the merit of the controversy, the appellate Court/respondent no. 1 is directed to dispose of the appeal filed by the petitioner within a period of four weeks from the date of production of the certified copy of the order.

With petition is disposed of. No order as to costs.

(Rajesh Tandon, J.)

09.05.2006
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